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10-29-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket N . 043034/0168

Applicant: Hitoshi MATSU
Title: INTERNET CONNECTION SERVICE SYSTEM
Serial No.: 09/840,031
Filed: April 24, 2001
Examiner: Unassigned
Art Unit: 2151

RECEIVED
OCT 25 2002
Technology Center 2100

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO SB/08 is a list of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR 1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR 1.97 and 1.98.

The submission of any documents herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is believed to be filed in accordance with 37 C.F.R. 1.97(b), prior to the mailing date of a first Office Action on the merits (first scenario). If that is not the case, such as in a second scenario in which a first Office Action on the merits has been mailed before the filing of the instant Information Disclosure Statement, then either a certification or fee is required, and a certification is provided below. If neither of the first or second scenarios is the case, such as if a final Office Action or a notice of allowance has been mailed by the PTO (third scenario), then both a certification and fee are required, and in that case a certification is provided below and also the PTO is authorized to obtain the necessary fee to have the instant IDS considered, from Foley & Lardner Deposit Account #19-0741.

CERTIFICATION

The undersigned hereby certifies in accordance with 37 C.F.R. §1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

RELEVANCE OF EACH DOCUMENT

A portion of an Japanese Office Action that issued October 1, 2002 with respect to a counterpart Japanese patent application is provided below.

"The inventions regarding the following claims of this application could have been easily invented based on inventions described in the publications indicated below, which had been distributed in Japan or abroad, or on inventions made publicly available through telecommunication lines prior to the filing of this application by a person having ordinary knowledge in the technical field of the invention prior to the filing of this application, and therefore cannot be patented, as per the stipulations of Article 29, Section 2 of the Patent Law.

Note (See the List of Cited Literature for the list of cited literature.)

(1) Claims 1, 2, 5, 6, 7 and 9

Cited Literature 1 describes a system which performs communication between in-car terminals and Internet hosts, comprising communication devices (particularly the part relating to Figure 4) that communicate at close range with terminal devices installed in cars parked in a parking lot and are arranged in accordance with the parking space, and a center (4A and B of Figure 1) that connects to the Internet based on connection requests from in-car terminals received by the communication devices.

The center described in Cited Literature 1 is found to correspond to the switching device or switching means described in Claims 1 and 7 of the present application.

The point of connecting to a store's Internet line described in Claims 2, 6 and 9 of the present application is no more than a matter of simple design choice.

(2) Claim 3, 4 and 8

Cited Literature 2 describes the art of providing an antenna with directivity on the ceiling and performing wireless communication at low power or with weak radio waves. The inventions described in Claims 3, 4 and 8 of the present application could have been easily invented based on Cited Literature 1 and 2.

No reasons for rejection have been discovered at present for inventions regarding claims other than the claims indicated in this Notice of Reasons for Rejection. If any reasons for rejection are newly discovered, an additional Notice of Reasons for Rejection will be issued.

List of Cited Literature

1. Japanese Unexamined Patent Application Publication H11-275543
2. Japanese Unexamined Patent Application Publication H11-122661

Record of Prior Art Literature Search Results

Fields searched - IPC 7th Edition - H04B - 7/24-7/26
H04Q - 7/00-7/38

DB name

Prior art literature

This Record of Prior Art Literature Search Results does not constitute a reason for rejection."

Applicant's statements regarding the Japanese Office Action are based on a partial translation that Applicant's representative obtained. These statements should in no way be considered as an agreement by Applicant with, or an admission of, what is asserted in the Japanese Office Action.

Applicant respectfully requests that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO SB/08 be returned in accordance with MPEP §609.

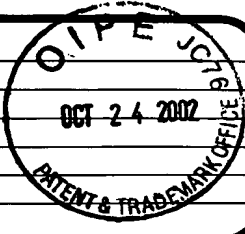
Respectfully submitted,

October 24, 2002
Date

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT Date Submitted: October 24, 2002 <i>(use as many sheets as necessary)</i>				Complete if Known	
Sheet 1 of 1		Application Number 09/840,031 Filing Date April 24, 2001 First Named Inventor Hitoshi MATSUI Group Art Unit 2151 Examiner Name Unassigned Attorney Docket Number 043034-0168			

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A1		11-122661		JAPAN	04/30/1999		X
	A2		11-275543		JAPAN	10/08/1999		X

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.